

## **EXHIBIT F**

**Roth, Melissa R.**

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**From:** Dickinson, Michelle J.  
**Sent:** Wednesday, September 16, 2009 8:19 PM  
**To:** 'yavitz@hhylaw.com'  
**Cc:** Roth, Melissa R.; Cramer, Vanessa  
**Subject:** Re: Loomis

We'll have a better idea of venues once we get your clients' documents. When should we expect them?

With respect to the 30(b)6 depositions, the Rules do not entitle you to depose any witness more than once without leave of court. I do not expect any problems with respect to completing in the allotted time - provided you are adequately prepared.

Michelle  
Michelle

Michelle J. Dickinson  
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ATTORNEY WORK PRODUCT

----- Original Message -----

From: Randy Yavitz <yavitz@hhylaw.com>  
To: Dickinson, Michelle J.  
Sent: Wed Sep 16 19:36:39 2009  
Subject: RE: Loomis

OK, we will look at dates. What venues should we look at? I'm aware of Rule 30(d). Under that rule I am entitled to up to 4 seven-hour days, given the multiple defendants and plaintiffs. I don't want 4-days. In fact, I don't want a minute more than necessary. But much is outside my control. I can't govern whom will be selected as company representatives. I can't govern the level of their preparation, their candor or your cooperation. So, in due course, we will notice the 30(b)(6) deposition, and we can discuss the anticipated length.

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----- Original Message -----

From: "Dickinson, Michelle J."  
To: "Randy Yavitz" , "Isabel M Humphrey"  
Sent: 9/16/2009 8:56AM

Subject: RE: Loomis

Randy,

After October 26th is fine. I am not suggesting we limit non-expert depositions to that time period, just that we both block off a dozen or so dates that may be used for depositions to make the scheduling process easier. We certainly may take depositions outside that time frame and may not use some of the dates blocked off, but at least we'll have some dates for non-expert witness depositions where we know both sides are available. Please propose some dates, and I will let you know what works for us. In addition to the non-expert witness depositions, I expect expert witness depositions will take place after Thanksgiving, based on the expert disclosure schedule.

I am not sure what deposition requests you are referring to in your first paragraph. Notwithstanding, we will designate the appropriate corporate designee(s) based on the topics you identify in your 30(b)(6) deposition notice. I do not anticipate the 30(b)(6) deposition taking longer than the one seven-hour day limit provided by FRCP 30(d). If you believe otherwise, please advise. Thanks.  
Michelle

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From: Randy Yavitz [mailto:yavitz@hhylaw.com]  
Sent: Tuesday, September 15, 2009 9:06 PM  
To: Dickinson, Michelle J.; Isabel M Humphrey  
Cc: tdunlap@dglegal.com; Roth, Melissa R.  
Subject: RE: Loomis

Sounds like a good idea. To follow up on Rodney's deposition requests, we would like to start with a 30(b)(6) deposition of the plaintiff corporations, which will probably take a couple of days, assuming that the representatives selected are capable and willing to answer questions.

In terms of scheduling, we are tied up in another trial until October 26, so we'd need to postpone the start date of the deposition phase by one week. What was the thinking behind your selection of Nov 19 as the end date?

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----- Original Message -----  
From: "Dickinson, Michelle J."  
To: "Isabel M Humphrey" , "Randy Yavitz"  
Sent: 9/15/2009 1:21PM  
Subject: Loomis

Counsel,

In the interest of making the deposition scheduling process as smooth as possible, I propose that all counsel agree to set aside 12-14 days between October 19, 2009 and November 19, 2009 for depositions. We don't have to use all of the dates for depositions, but we at least will have them blocked off so that they are available. If you are in agreement, please email me the dates you would prefer to block off and we will confirm. Thanks.

Michelle

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